IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and
THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 4788 of 2005

Between:

K. Sujatha, W/o. Kandi Srinivas Goud,
R/o.H.No. 1-5-55/1/B, Chaitanyapuri, Dilsukhnagar, R.R. District.

..... PETITIONER

AND

1 The Superintendent of Police, Ranga Reddy District, at Lak-di-kapool, Hyderabad.
2 The Station House Officer, Saroornagar Police Station, Dilsukhnagar, R.R. District.
3 Smt. K. Sumathamma, W/o. Late Anjaiah Goud, R/o. 17-92, Kamalanagar, P & T Colony, Hyderabad.

4 Sri Kandi Srinivas Goud S/o.Late Anjaiah Goud, Aged: 30 years, R/o.17-92,

Kamalanagar, P & T Colony, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ or order or direction more particularly one in the nature of WRIT OF HABEAUS CORPUS, directing the respondent Nos. 1 & 2 to produce the husband of the petitioner i.e. Respondent No.4 namely Sri K. Srinivas Goud, S/o. late Anjaiah Goud, Aged 30 years, from the custody of the respondent No. 3 or her family member or members, before this Hon'ble Court and set him at liberty and to pass such other order or orders as this Hon'ble Court may deem fit and proper in the interest of Justice.

Counsel for the Petitioner : MR.P.SHIV KUMAR

Counsel for the Respondents No.1 & 2 : THE ADVOCATE GENERAL

Counsel for the respondent No.3 : None appeared.

The Court made the following :

ORDER : (Per Hon'ble Bilal Nazki, HACJ)

The detenu is produced and we have recorded his statement in which he stated that he has not been confined and not being kept in wrongful confinement. After giving his statement, the detenu has left the Court without signing the same.

In view of this statement by the detenu, no further orders can be passed in this writ petition. The petitioner is at liberty to seek appropriate remedies from appropriate Court. Since the detenu has admitted that the petitioner is his wife, therefore he is restrained from taking the second wife or re-marrying during the subsistence of marriage with the petitioner.

Writ petition is accordingly disposed of. No order as to costs.

BILAL NAZKI, HACJ

5th April 2005.

Dr. G.YETHIRAJULU, J

ajr

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Superintendent of Police, Ranga Reddy District, at Lak-di-ka-pool, Hyderabad.
2 The Station House Officer, Saroornagar Police Station, Dilsukhnagar, R.R. District.
3 Two C.Cs. to the Advocate General, High Court of A.P., Hyderabad

(O.U.T).

4 Two C.D. copies.

*Form-NIC-OGS/WP{**VSMI**}*